

**Exhibit A to Order
Stipulation**

**IN THE UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

In re:

ART VAN FURNITURE, LLC., *et al.*,¹

Debtors.

Chapter 7

Case No. 20-10553 (CSS)
Jointly Administered

Re: Docket No. 1251

PNC BANK, NATIONAL ASSOCIATION,
and, PNC MERCHANT SERVICES
COMPANY,

Plaintiffs,

v.

ART VAN FURNITURE, LLC, et al., ALFRED
T. GIULIANO, as Chapter 7 Trustee; LEVIN
FURNITURE, LLC and LEVIN TRUCKING,
LLC

Defendants.

Adv. Pro. No. 20-50241 (CSS)

Re: Docket Nos. 1 and 11

**STIPULATION FURTHER EXTENDING TIME FOR DEFENDANTS TO RESPOND
TO PNC BANK, NATIONAL ASSOCIATION AND PNC MERCHANT SERVICES
COMPANY ADVERSARY PROCEEDING MOTION FOR ALLOWANCE AND
PAYMENT OF CHAPTER 11 ADMINISTRATIVE EXPENSE CLAIM COMPLAINT**

Plaintiffs PNC Bank, National Association, and PNC Merchant Services

Company (“Plaintiffs” or “PNC”), Alfred T. Giuliano, chapter 7 trustee (the “Trustee”) to the
estates of the above-captioned debtors (the “Debtors”) and Levin Furniture, LLC and Levin

¹ The Debtors in these cases, along with the last four digits of each Debtor’s federal tax identification number, include: Art Van Furniture, LLC (9205); AVF Holding Company, Inc. (0291); AVCE, LLC (2509); AVF Holdings I, LLC (2537); AVF Holdings II, LLC (7472); AVF Parent, LLC (3451); Levin Parent, LLC (8052); Art Van Furniture of Canada, LLC (9491); AV Pure Sleep Franchising, LLC (8968); AVF Franchising, LLC (6325); LF Trucking, Inc. (1484); Sam Levin, Inc. (5198); and Comfort Mattress LLC (4463). The location of the Debtors’ service address in these chapter 11 cases is: 6500 East 14 Mile Road, Warren Michigan 48092.

Trucking, LLC (together, “Levin”, with PNC and the Trustee, the “Parties”), by and through their undersigned counsel, hereby stipulate and agree as follows:

RECITALS

1. On February 24, 2021, PNC filed its *Motion for Allowance and Payment of Chapter 11 Administrative Expense Claim* [Docket No. 1189] (the “Motion”) in the above-captioned cases;
2. Pursuant to the *Notice of Motion for Allowance and Payment of Chapter 11 Administrative Expense Claim* [Docket No. 1189] the deadline to object to the Motion (the “Objection Deadline”) is on April 8, 2021 at 4:00 p.m. (ET);
3. On March 12, 2021, Plaintiffs filed their *Complaint* [Adv. Docket No. 1] (the “Complaint”) in the above-captioned adversary proceeding;
4. On March 12, 2021, the Clerk of Court issued the *Summons and Notice of Pretrial Conference in Adversary Proceeding* [Adv. Docket No. 3] (the “Summons”);
5. Pursuant to the Summons, the deadline for the Trustee and Levin to respond to the Complaint (the “Response Deadline”) is on April 12, 2021. The court set a pretrial conference on April 15, 2021 at 11:00 a.m. (ET).
6. Pursuant to Rule 7012-2 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Local Rules”), the Parties may, by stipulation - and without a court order-extend the time to respond to the Complaint for 28 days.

7. Previously the Parties have stipulated to extend the time for the Trustee and Levin to answer or otherwise respond with respect to the Complaint to July 29, 2021.

8. The Parties have had subsequent discussions with respect to the Motion and the Complaint and have agreed to participate in a non-binding mediation in order to further expedite resolution of issues raised in the Motion and the Complaint. The Parties have further discussed possible mediators and based on these mediator's lack of availability to conduct a mediation in the month of August 2021, a further extension of the time is appropriate. As a result, the Parties believe that a further extension of time for the Trustee and Levin to answer or otherwise respond to the Complaint through and including September 20, 2021 and adjourn the pretrial conference to a date to be determined is appropriate.

WHEREFORE, the Parties stipulate that:

1. The Trustee shall have through and including September 20, 2021 to respond to the Motion.
2. The Trustee and Levin shall have through and including September 20, 2021 to answer or otherwise respond to the Complaint.
3. The pretrial conference is adjourned to a date to be determined.
4. This Stipulation is without prejudice to rights of the Parties to seek further extensions of the deadlines set forth herein and the rights of all Parties to this stipulation are reserved.

Dated: July 28, 2021,

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